

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
NOVEMBER 19, 2013
7:00 P.M.**

I. CALL TO ORDER

Mayor Hovland called the meeting to order at 7:05 p.m.

II. ROLL CALL

Answering rollcall were Members Bennett, Brindle, Swenson and Mayor Hovland. Absent and excused was Member Sprague.

III. MEETING AGENDA APPROVED

Member Swenson made a motion, seconded by Member Bennett, approving the meeting agenda as amended to add Item V.A. Recognition of 150th Anniversary of the Gettysburg Address.

Ayes: Bennett, Brindle, Swenson, Hovland

Motion carried.

IV. CONSENT AGENDA ADOPTED

Member Brindle made a motion, seconded by Member Bennett, approving the consent agenda as revised to remove Item IV.C., Request for Purchase – Edinborough Park LED Lighting Retrofit, as follows:

IV.A. Approve regular, closed, and work session meeting minutes of November 4, 2013

IV.B. Receive payment of the following claims as shown in detail on the Check Register dated November 7, 2013, and consisting of 30 pages; General Fund \$423,404.06; Police Special Revenue \$5,537.70; PIR Debt Service Fund \$644.48; Working Capital Fund \$286,177.94; Art Center Fund \$2,352.66; Golf Dome Fund \$632,877.34; Golf Course Fund \$587.03-; Ice Arena Fund \$28,171.29; Edinborough Park Fund \$640.28; Centennial Lakes Park Fund \$8,769.68; Liquor Fund \$185,589.36; Utility Fund \$48,504.51; Storm Sewer Fund \$290.48; PSTF Agency Fund \$8,747.20; TOTAL \$1,631,119.95 and for receipt of payment of claims dated November 14, 2013, and consisting of 27 pages; General Fund \$121,203.10; Police Special Revenue \$25,670.26; Working Capital Fund \$60,551.92; Art Center Fund \$210.29; Golf Dome Fund \$990.74; Aquatic Center Fund \$553.92; Golf Course Fund \$15,774.03; Ice Arena Fund \$11,183.36; Edinborough Park Fund \$10,751.48; Centennial Lakes Park Fund \$759.09; Liquor Fund \$269,995.04; Utility Fund \$412,267.88; Storm Sewer Fund \$1,560.73; PSTF Agency Fund \$1,611.23; Centennial TIF District \$15.00; Payroll Fund \$3,507.91; TOTAL \$936,605.98; and, Credit Card Transactions dated August 26, 2013 – September 25, 2013; TOTAL \$35,425.73

~~IV.C. Request for Purchase – Edinborough Park LED Lighting Retrofit~~

IV.D. Approve Master Agreement Professional Engineering Services – URS

IV.E. Adopt Resolution No. 2013-112 Receiving Feasibility Studies for 2014 Neighborhood Roadway Reconstruction Projects

Rollcall:

Ayes: Bennett, Brindle, Swenson, Hovland

Motion carried.

ITEMS REMOVED FROM THE CONSENT AGENDA

IV.C. REQUEST FOR PURCHASE – EDINBOROUGH PARK LED LIGHTING RETROFIT – APPROVED

Manager Neal and Public Works Director Olson described the LED lighting retrofit return on investment.

Member Bennett made a motion, seconded by Member Swenson, approving request for purchase, Edinborough Park LED Lighting Retrofit, awarding bid to the recommended low bidder, LightingHouse USA, Inc. at \$93,312.00.

Ayes: Bennett, Brindle, Swenson, Hovland

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Motion carried.

V. SPECIAL RECOGNITIONS AND PRESENTATIONS

V.A. 150TH ANNIVERSARY OF THE GETTYSBURG ADDRESS – RECOGNIZED

Mayor Hovland read in full the Gettysburg Address commemorating its 150th anniversary.

VI. COMMUNITY COMMENT

No one appeared to comment.

VII. REPORTS / RECOMMENDATIONS

VII.A. RESOLUTION NO. 2013-111 ADOPTED – ACCEPTING VARIOUS DONATIONS

Mayor Hovland explained that in order to comply with State Statutes; all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations.

Member Bennett introduced and moved adoption of Resolution No. 2013-111 accepting various donations. Member Brindle seconded the motion.

Rollcall:

Ayes: Bennett, Brindle, Swenson, Hovland

Motion carried.

VII.B. RESOLUTION NO. 2013-113 REQUESTING NINE MILE CREEK WATERSHED DISTRICT PARTICIPATION AND ORDERING PROFESSIONAL SERVICES – PROMENADE PHASE 4 – ADOPTED

Environmental Engineer Bintner presented the concept plan and design elements within the multi-part Promenade Phase 4 project that included pedestrian trail, underground stormwater infiltration, and public art features, from Hazelton Road to just north of the Centennial Lakes/Promenade connection. He explained following consideration by the Council, the City would engage the Nine Mile Creek Watershed District Board as a project partner through a cooperative agreement.

Mr. Bintner and Community Development Director Teague answered questions of the Council relating to project cost estimates of the five options; project oversight; park dedication fees; pond easement; funding sources; elective flood protection measures; wetland banking credits; cost/benefit comparison of treatment facilities; requested 50% cost participation by the Nine Mile Creek Watershed District; long-term maintenance costs; level of public acceptance; use of water from Centennial Lakes and its quality of water; modeling to account for non-drought, drought-like, and drought conditions; size of the project; and, life-cycle efficiencies.

Kevin Bigalke, Nine Mile Creek Watershed District Administrator, explained why the District supported the Option B/D combination due to resulting significant stormwater treatment as well as functional aesthetic and educational benefits. He indicated it was likely the Board would approve participation.

Member Brindle introduced and moved adoption of Resolution No. 2013-113, requesting participation of the Nine Mile Creek Watershed District to integrate stormwater-management features into Edina Promenade project. Member Swenson seconded the motion.

Ayes: Brindle, Swenson, Hovland

Nay: Bennett

Motion carried.

Member Swenson made a motion, seconded by Member Brindle, authorizing the City Manager to sign a professional services proposal with URS Corporation to create final design and construction documents.

Ayes: Brindle, Swenson, Hovland

Nay: Bennett

Motion carried.

VII.C. POLICY COUNCIL MINUTES

Clerk Mangen presented the Council Minutes Policy and answered questions of the Council. The Council proposed an amendment to the draft policy. **Member Swenson made a motion, seconded by Member Bennett, approving Council Minutes Policy as modified.**

Ayes: Bennett, Brindle, Swenson, Hovland

Motion carried.

VII.D. RESOLUTION NO. 2013-114 APPROVING FINAL PLAT AND TREE AND SLOPE PRESERVATION EASEMENT, 6609 BLACKFOOT PASS – ADOPTED

Community Development Director Teague presented the Final Plat, noting it was consistent with the approved Preliminary Plat, and Tree and Slope Preservation Easement for 6609 Blackfoot Pass. He indicated the applicant had agreed to revisions as recommended by Attorney Knutson concluding that staff recommended approval.

The Council discussed whether to prohibit a sport court, lighting, and amplified music within the easement due to the close proximity of 6705 Cheyenne Trail. Attorney Knutson answered questions of the Council relating to what the easement language prohibited and what it allowed. The Council determined the language of Exhibit A was adequate to prevent the construction of a sport court along the south edge but would not address prohibition of lighting. **Member Brindle introduced and moved adoption of Resolution No. 2013-114, Approving a Final Plat at 6609 Blackfoot Pass, subject to the following conditions:**

- 1. Prior to issuance of a building permit, the following items must be submitted:**
 - a. If required, submit evidence of Nine Mile Watershed District approval. The City may require revisions to the preliminary plat to meet the District's requirements.**
 - b. A curb-cut permit must be obtained from the Edina Engineering Department.**
 - c. Utility hook-ups are subject to review of the City Engineer.**
 - d. Grading and drainage plans specific to any proposed house would be reviewed at the time of building permit, and shall be subject to review and approval of the City Engineer. Drainage from any new home, garage or driveway would have to be directed to the street, and shall not allow any additional drainage onto the property to the south of the subject property.**
 - e. The applicant work with the City Forester in regard to tree preservation and removal of buckthorn.**
- 2. Park dedication fee of \$5,000 must be paid prior to release of the final plat.**
- 3. Drainage for construction of the new homes shall be directed away from adjacent property and toward the street to greatest extent possible. Drainage plans for individual homes would be subject to review and approval of the City Engineer at the time of building permit approval.**
- 4. A 10-foot preservation easement must be established along the lot lines to preserve the vegetation areas along the streets and along the north and south lot lines; and to assist with drainage and runoff from the site. The preservation easement shall be generally consistent with the staff rendering labeled A14 in the Planning Commission staff report.**
- 5. Trees removed for construction on Lot 2 shall be replaced in accordance with a landscape plan to be approved by City staff. The number of trees removed and replaced shall be 1 to 1.**

And to revise Exhibit A to add:

- 1d. No artificial lighting shall be allowed within that portion of the easement property abutting 6705 Cheyenne Trail.**

Member Swenson seconded the motion.

Ayes: Bennett, Brindle, Swenson, Hovland

Motion carried.

VII.E. AUTHORIZING PROFESSIONAL SERVICES – PARKING RAMP INSPECTIONS – APPROVED

Manager Neal recommended an agreement with Kimley Horn for mandated parking lot inspections for a five-year term at a cost of \$33,200.00. **Member Swenson made a motion, seconded by Member Bennett,**

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authorizing the City Manager to sign professional services agreement with Kimley-Horn Associates to conduct annual inspections of the City-owned public parking ramps.

Ayes: Bennett, Brindle, Swenson, Hovland

Motion carried.

VIII. CORRESPONDENCE AND PETITIONS

VIII.A. CORRESPONDENCE

Mayor Hovland acknowledged the Council's receipt of various correspondence.

VIII.B. MINUTES:

- 1. PARK BOARD MINUTES, OCTOBER 8, 2013***
- 2. HERITAGE PRESERVATION BOARD MINUTES, OCTOBER 8, 2013***
- 3. PLANNING COMMISSION MINUTES, OCTOBER 23, 2013***

Informational; no action required.

IX. AVIATION NOISE UPDATE – Received

X. MAYOR AND COUNCIL COMMENTS – Received

XI. MANAGER'S COMMENTS – Received

XII. ADJOURNMENT

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 9:24 p.m.

Respectfully submitted,

Debra A. Mangen, City Clerk

Minutes approved by Edina City Council, December 3, 2013.

James B. Hovland, Mayor

Video Copy of the November 19, 2013, meeting available.